

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE**

LOCAL 8027, AFT-NEW HAMPSHIRE, AFL-CIO, RYAN)
RICHMAN, JOHN DUBE and JOCEYLN MERRILL,)
teachers in the New Hampshire Public Schools, and)
KIMBERLY GREEN ELLIOTT and MEGHAN EVELYN)
DURDEN, parents or guardians of children in the New)
Hampshire public schools.)

Plaintiffs,)

v.)

FRANK EDELBLUT, in his Official Capacity as)
Commissioner of the DEPARTMENT OF EDUCATION)
("DOE"), CHRISTIAN KIM in his Official Capacity as the)
Chair of the NEW HAMPSHIRE COMMISSION ON)
HUMAN RIGHTS, and JOHN FOMELLA in his Official)
Capacity as ATTORNEY GENERAL of the State of New)
Hampshire.)

Defendants.)

Civil No. 1:21-cv-01077-PB

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ANDRES MEJIA,)
CHRISTINA KIM PHILIBOTTE, and)
NATIONAL EDUCATION ASSOCIATION-NEW)
HAMPSHIRE,)

Plaintiffs,)

v.)

FRANK EDELBLUT, in his official capacity only as the)
Commissioner of the New Hampshire Department of)
Education,)
JOHN M. FORMELLA, in his official capacity only as the)
Attorney General of the State of New Hampshire,)
AHNI MALACHI, in her official capacity only as the)
Executive Director of the New Hampshire Commission for)
Human Rights,)
CHRISTIAN KIM, in his official capacity)
only as the Chair of the New Hampshire Commission for)
Human Rights,)
KEN MERRIFIELD, in his official capacity only as the)
Commissioner of the Department of Labor,)

Defendants.)

**THE PARTIES' JOINT MOTION TO EXTEND DEADLINE FOR FILING
A DISCOVERY PLAN**

All parties, through counsel, submit this Joint Motion to Extend the Deadline for Filing a Discovery Plan from Wednesday, February 8, 2023 to noontime, Monday, February 13, 2023.

In the above-captioned matter, a proposed discovery plan is due Wednesday, February 8, 2023. However, the parties are continuing to engage in discussions with respect to a case management plan. The parties are seeking some additional time to continue these discussions in the hope that a case management plan can be negotiated by agreement. Accordingly, the parties ask the Court to extend the discovery plan deadline to Monday, February 13 at noontime – which would give the Court two days to review the plan before the conference on Wednesday, February 15 at 4:00 p.m.

The requested extension will not result in the continuation of any hearing, trial, or conference in this matter. Due to the nature of this Motion, no supporting memorandum of law is required.

WHEREFORE, the parties jointly request that the Court:

- A. Extend the deadline for filing a discovery plan from Wednesday, February 8, 2023 to noontime, Monday, February 13, 2023; and
- B. Grant any additional relief that is just and proper.

Dated: February 9, 2023

Respectfully Submitted,

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